SHERIFF'S DEPARTMENT

A Tradition of Service

DATE: October 14, 2009

OFFICE CORRESPONDENCE FILE NO. SH2242904

FROM: ERIC B. SMITH, COMMANDER TO: KARYN MANNIS, CAPTAIN

LEADERSHIP AND TRAINING DIVISION INTERNAL AFFAIRS BUREAU

SUBJECT: EXECUTIVE FORCE REVIEW COMMITTEE DISPOSITION:

DEPUTY ANTHONY PAEZ#

PALMDALE STATION

On May 3, 2009, at approximately 0025 hours, Deputy Anthony Paez, fearing for his life and the life of another person, fired five rounds at Ms Patient Was detained pending mental evaluation under 5150 Welfare and Institutions Code.

Deputy Anthony Paez, after completing his regular work shift, was off duty in his personal vehicle, driving south on 25th Street East, approaching East Avenue S, in the city of Palmdale. As Deputy Paez approached the intersection, he saw Ms. standing near the northwest corner, aggressively pointing at motorists what appeared to be a small caliber handgun. Deputy Paez drove his vehicle into the parking area of a gasoline station on the southeast corner of the intersection. He used his cellular telephone to call Palmdale Station, reporting a suspect brandishing a firearm at motorists. Deputy Paez followed Ms. From a distance on foot and coordinated the responding Palmdale Station units.

After a short period of time, and prior to the arrival of the first Palmdale unit, Ms. moved from her position adjacent to 25th Street East and began walking toward a Food for Less supermarket. Deputy Paez crossed the intersection and tried to maintain a visual of Ms as he continued his coordination of responding units via his cellular telephone.

As Ms. pointed what Deputy Paez still believed to be a handgun at the employee and quickened her pace. Deputy Paez, fearing that Ms. was going to shoot the employee, identified himself as a deputy sheriff and directed Ms. to drop the weapon. Ms. responded to Deputy Paez' commands by quickly turning and pointing the object at Deputy Paez. Deputy Paez, fearing for his life and the life of the market employee, fired five rounds at Ms. She immediately

dropped the object and laid on the pavement. She was taken into custody by responding units without incident. The item she was pointing was a cellular telephone.

Patient appeared to be delusional. She said that she was pretending to be a "gangster rapper" musician, shooting at people and cars. She stated that she heard Deputy Paez' commands and understood that he was a deputy sheriff. Patient was detained pending mental evaluation.

On October 8, 2009, the Executive Force Review Committee convened and conducted a review regarding the facts of this case. The applicable policies that were evaluated by the committee were: MPP §§ 3-01/025.00, Use of Force; 3-01/025.30, Use of Firearms and Deadly Force; 3-01/025.10, Unreasonable Force; and 3-01/050.10, Performance to Standards.

Concerning:

MPP § 3-01/025.00, Use of Force, MPP § 3-01/025.30, Use of Firearms and Deadly Force, and MPP § 3-01/025.10, Unreasonable Force, the Committee determined that the force used by Deputy Anthony Paez # was reasonable and necessary and in compliance with Department policy.

Deputy Anthony Paez # was ordered to attend eight hours of Tactics and Survival training and one hour of Mobile Tactical Threat Assessment training.

MPP § 3-01/050.10, Performance to Standards, the Committee determined that the tactics employed by Deputy Anthony Paez # in this incident were within Department Policy.

Eric B. Smith, Commander

EBS:YLW/ylw

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INVESTIGATIVE SUMMARY

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- A Complaint and Supplemental Reports
- **B** Interview Transcripts
- **C** Photographs

MISCELLANEOUS DOCUMENTS

Administrative Rights Forms
Palmdale Station PM shift In-Service for 05-02-09
Palmdale Station EM shift In-Service for 05-03-09
Training Records, Weapons Qualifications Records and Assignment Card for Involved Deputies
Incident Details Printout PLM09123-0007

Los Angeles County Sheriff's Department Orficer Involved Shooting

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Officer Involved Shooting

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Officer Involved Shooting Involved Employee Information

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Officer Involved Shooting Suspect Information

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